UNITED STATES PATENT AND TRADEMARK OFFICE

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Technology Center 2100

Paper No. 5

Kenneth Backus
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2225 East Bayshore Road, Suite 200
Palo Alto, CA 94303

In re Application of: :
Joseph P. Montgomery   :
Application No.: 10/020,104   :
Filed: December 12, 2001   :   DECISION ON REQUEST TO
For: LOW BANDWIDTH TELEVISION   :   WITHDRAW AS ATTORNEY
                                                    :
                                                    :
                                                    :

This is a decision on the Request to Withdraw from Representation filed July 19, 2002.

A grantable request to withdraw as attorney of record should indicate thereon the present mailing addresses of the attorney(s) who is/are withdrawing from the record and of the applicant. The request for withdrawal must be signed by every attorney seeking to withdraw or contain a clear indication that one attorney is signing on behalf of another/others. A request to withdraw will not be approved unless at least 30 (thirty) days would remain between the date of approval and the later of the expiration date of a time to file a response or the expiration date of the maximum time period which can be extended under 37 C.F.R. § 1.136(a). The effective date of withdrawal being the date of decision and not the date of request. See M.P.E.P. § 402.06. 37 C.F.R. § 1.36 further requires that the applicant or patent owner be notified of the withdrawal of the attorney or agnet.

The singer of the petition, Kenneth Backus is not appointed as an attorney or agent of record. Therefor he is not authorized to act on behalf of the attorneys or record, nor can he effect a change of address.

For the above stated reasons, the request filed July 19, 2002 is **DISMISSED AS MOOT**.

All future communications from the Office will be directed to the below-listed address until otherwise notified by applicant.

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